

SEP 3 1999

PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION**445 12th Street, NW, TW-A325****Washington, DC 20554**

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DA 99-1775

**QWEST COMMUNICATIONS INTERNATIONAL INC.
AND U S WEST, INC. SEEK FCC CONSENT
FOR A PROPOSED TRANSFER OF CONTROL
CC DOCKET NO. 99-272**

Released: September 1, 1999**Comments/Petitions due: October 1, 1999****Responses/Oppositions to Petitions due: October 18, 1999**

On August 19, 1999, Qwest Communications International Inc. ("Qwest") and U S WEST, Inc. ("U S WEST") filed applications under Sections 214 and 310(d) of the Communications Act of 1934 as amended, 47 U.S.C. §§ 214, 310(d) and Sections 34-39 of the Cable Landing License Act, 47 U.S.C. §§ 34-39, requesting Commission approval for the transfer of control of licenses and authorizations held by subsidiaries of the two companies in connection with the proposed merger of U S WEST with and into Qwest. Licenses and authorizations currently held by Qwest and U S WEST subsidiaries will continue to be held by these same entities, as controlled by post-merger Qwest.

Qwest and U S WEST submit that the public interest will clearly benefit from the proposed transaction which will create a next generation telecommunications company dedicated to bringing advanced voice, data and broadband Internet services to customers in U S WEST's 14-state region, across the United States, and around the world. Qwest and U S WEST state that this will be accomplished by bringing together Qwest's advanced network providing broadband Internet communications with U S WEST's innovative local service offerings and experience in providing high-speed Internet access through Digital Subscriber Line technology. The applicants further state that because there are no material overlaps in the services provided by the two companies, the proposed merger will strengthen competitive choices for consumers.

Interested parties may file comments regarding or petitions to deny the applications no later than October 1, 1999. Oppositions or responses to these comments and petitions may be

filed no later than October 18, 1999. For administrative convenience, the various applications listed below have been consolidated into one general docket. **All filings regarding any aspect of the proposed merger should reference the Common Carrier Bureau docket assigned to this proceeding, CC. Docket No. 99-272.**

EX PARTE STATUS OF THIS PROCEEDING

Pursuant to 47 C.F.R. § 1.1200(a), which permits the Commission to adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires, we announce that this proceeding will be governed by "permit-but-disclose" *ex parte* procedures that are applicable to non-restricted proceedings under 47 C.F.R. § 1.1206.

Parties making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must contain a summary of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. See 47 C.F.R. § 1.1206(b)(2), as revised. Other rules pertaining to oral and written presentations are set forth in Section 1.1206(b) as well. Interested parties are to file with the Commission Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW B204, Washington, D.C. 20554, and serve Janice Myles of the Policy and Program Planning Division, Common Carrier Bureau, 445 12th Street, Room 5-C327, S.W., Washington, D.C. 20554, and International Transcription Service, Inc. (ITS), 445 12th Street, S.W., CY-B402, Washington, D.C. 20554, (202) 857-3800, with copies of any written *ex parte* presentations in these proceedings filed in the manner specified above. We also require all written *ex parte* presentations or summaries of oral *ex parte* presentations in this proceeding to be served on all parties to the proceeding.

TRANSFER OF CONTROL APPLICATIONS

The applications for transfer of control listed below include many Commission authorizations and licenses. Below is a non-exhaustive list of the authorizations and licenses involved in this transaction. Each Qwest and U S WEST subsidiary or affiliate may hold multiple authorizations or licenses of a particular type; for each such case, a lead call sign is identified. Interested parties should refer to the transfer of control applications for a complete listing of the authorizations or licenses.

We note that, at the time of issuance of this Notice, certain applications may not be immediately available to parties at the Commission or International Transcription Service, Inc., because they were filed through a Commission lock box. Nevertheless, we anticipate that these applications will be available shortly. Parties should be aware that applications may have to be filed to identify any additional authorizations in the services noted. Applications concerning licenses for Personal Communications Services (Part 24) and Local Multipoint Distribution Service (Part 01) are available electronically on the Commission's Universal Licensing System.

Qwest and U S WEST have requested that grant of the applications listed herein include the authority for post-merger Qwest to acquire control of: (1) any authorization issued to Qwest

or U S WEST or their subsidiaries and affiliates during the Commission's consideration of the transfer of control applications and the period required for consummation of the transaction following Commission approval; (2) construction permits held by licensees involved in this transfer of control that mature into licenses after closing and that may have been omitted from the transfer of control applications; and (3) applications that will have been filed by such licensees and that are pending at the time of consummation of the proposed transfer of control.

U S WEST TRANSFER OF CONTROL APPLICATIONS

SECTION 310 APPLICATIONS

Part 5 - Experimental Licenses

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
18-EX-TC-1999	U S WEST Communications, Inc.	WA2XAW
17-EX-TC-1999	U S WEST Wireless, LLC	WA8XAW
16-EX-TC-1999	U S West Communications, Inc.	WA2XMX

Part 22 - Rural Radio Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
10069-CR-TC-99	Rural Radio/U S WEST Communications, Inc.	KNKO734

Part 24 - Personal Communications Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
0000019080	U S WEST Wireless, LLC	KNLG438

Part 90 - Business Radio Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
None assigned	U S WEST Business Resources, Inc.	WNYD799
None assigned	U S WEST Communications, Inc.	KB62248

Part 90 - Telephone Maintenance Radio Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
None assigned	U S WEST Communications, Inc.	KAL264

Part 101 - Common Carrier Point-to-Point Microwave Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
0000021246	U S WEST Communications, Inc.	KAC80
0000021247	U S WEST Wireless, LLC	WPOS382

Part 101 - Private Operational Fixed Microwave Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
0000021238	U S WEST Wireless, LLC	WPOS212

Part 101 - Local Multipoint Distribution Service (LMDS)

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
0000019073	U S WEST Interprise America, Inc.	WPLM325

SECTION 214 APPLICATIONS

<u>File No.</u>	<u>Licensee</u>
None assigned	U S WEST Communications, Inc. (Domestic)
ITC-T/C-19990819-00531	U S WEST Communications, Inc. (International)
ITC-T/C-19990819-00534	U S WEST Long Distance, Inc. (International)

QWEST TRANSFER OF CONTROL APPLICATIONS

SECTION 310 APPLICATIONS

Part 101 - Private Operational Fixed Microwave Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
0000021198	Qwest Communications Corporation	WNEZ309

Part 101 - Common Carrier Point-to-Point Microwave Service

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
0000021208	Qwest Transmission Inc.	WHO694
0000021291	LCI International Telecom Corp.	WLC746

SECTION 214 APPLICATIONS

<u>File No.</u>	<u>Licensee</u>
ITC-T/C-19990819-00532	Qwest Communications Corporation (International)
ITC-T/C-19990819-00535	LCI International Telecom Corp. (International)
ITC-T/C-19990819-00536	USLD Communications, Inc. (International)

CABLE LANDING LICENSE ACT APPLICATION

<u>File No.</u>	<u>Licensee</u>
SCL-T/C-19990819-00014	Qwest Communications Corporation (Cable Landing License)

GENERAL INFORMATION

The Commission reserves the right to return any transfer of control applications if, upon further examination, they are determined to be defective and not in conformance with the Commission's rules and policies.

Final action will not be taken on the applications earlier than 31 days following the date of this Notice. See 47 U.S.C. § 309. Interested parties may file pleadings as indicated above regarding the applications. All filings concerning any or all matters referenced in this Public Notice should refer to DA 99-1775, and reference specific file numbers of the individual applications or other matter to which the filings pertain. An original and 4 copies of all pleadings, in accordance with Section 1.51(c) of the Commission's Rules, 47 C.F.R. §1.51(c), must be filed with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW B204, Washington, D.C. 20554. In addition, one copy of each pleading must be delivered to each of the following locations: (1) International Transcription Service, Inc. (ITS), 445 12th Street, S.W., CY-B402, Washington, D.C. 20554, (202) 857-3800; (2) Office of Public Affairs, 445 12th Street, S.W., Room CY-C314, Washington, D.C. 20554; (3) Margaret Egler, Common Carrier Bureau, 455 12th Street S.W., Rm. 5-C100, Washington D.C. 20554, (4) Lauren Kravetz, Wireless Telecommunications Bureau, 455 12th Street S.W., Rm. 4-A163, Washington D.C. 20554, (5) Joanna Lowry, International Bureau, 445 12th Street, S.W., Room 6-A831, Washington, D.C. 20554.

In addition to filing paper comments, parties may also file comments using the Commission's Electronic Comment Filing System (ECFS). See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Parties are also encouraged to file a copy of all pleadings on 3.5 inch diskette in an IBM-compatible format using Microsoft Word 97 for Windows software in "read only" mode. Diskette submissions should be in addition to and not a substitute for, the hard copy filing requirement reviewed above. All diskettes should be clearly labeled with: (1) the party's name; (2) the name of the proceeding and docket number; (3) the type of filing submitted (e.g., comments or oppositions); and (4) the date of submission. The diskettes should be accompanied by a cover letter and filed with CeCi Stephens of the Policy and Program Planning Division, Common Carrier Bureau, 445 12th Street, S.W., Room 5-C140, Washington, D.C. 20554.

Copies of the applications and any subsequently filed documents in this matter may be obtained from International Transcription Service, Inc. (ITS), 445 12th Street, S.W., CY-B402, Washington, D.C. 20554, (202) 857-3800. The applications and documents are also available for public inspection and copying during normal reference room hours at the following Commission office: Office of Public Affairs, Reference Operations Division, 445 12th Street, S.W., Room CY-C314, Washington, D.C. 20554. In addition, electronic versions of the Form 603 for the Part 24 PCS and Part 101 LMDS authorizations have been filed in the Commission's Universal Licensing System.

For further information, contact Margaret Egler, Claire Blue or CeCi Stephens, Policy and Program Planning Division, Common Carrier Bureau at (202) 418-1580.